

# BEST AVAILABLE COPY



Attorney Docket No.: 101152-019US

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**APPLICANT** 

Heep et al.

SERIAL NO.

10/574,022

CUSTOMER NO.

23526

**FILED** 

March 23, 2006

FOR

Method for the Production of Derived Timber

Product Bodies and Mouldable Derived Timber

**Product Bodies** 

ART UNIT EXAMINER

:

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

SIR:

Pursuant to 37 CFR §§ 1.56, 1.97 and 1.98, Applicants respectfully request that the Examiner consider the references listed on the attached Form PTO-1449.

#### I. Timeliness, Fees and Certifications in lieu of Fees

A. This information disclosure statement is being filed within three months of the filing date of the application, or within three months of entry into the national stage, or before the mailing of a first Office Action on the merits. Pursuant to 37 CFR § 1.97(b), consideration of this information disclosure statement does not require a fee or a statement under 37 CFR § 1.97(e). However, should the Assistant Commissioner determine that a fee is, in fact, due, the Assistant Commissioner is hereby authorized to charge the fee to Deposit Account No. 14-1263.

Pursu	ant to	This information disclosure statement is being filed after the period ut before the mailing of either a final action or a notice of allowance.  37 CFR § 1.97(c), consideration of this information disclosure quires a fee or a statement under 37 CFR § 1.97(e):						
		The Assistant Commissioner is hereby authorized to charge the fee						
set for	th in 37	CFR § 1.17(p) to Deposit Account No. 14-1263.						
	2.	Applicants hereby state that each item of information contained in						
this inf	ormation	on disclosure statement was cited in a communication from a						
foreigr	foreign patent office in a counterpart foreign application not more than three							
month	s prior	to the filing of the information disclosure statement.						
		Applicants hereby state that no item of information contained in this						
		isclosure statement was cited in a communication from a foreign						
		in a counterpart foreign patent application, and, to the knowledge of						
the un	dersigr	ned after making reasonable inquiry, no item of information						
contair	ned in t	this information disclosure statement was known to any individual						
design	ated in	37 CFR § 1.56 more than three months prior to the filing of this						
inform	ation d	isclosure statement.						
	C.	This information disclosure statement is being filed after the period						
specifi	ed in B	above, but on or before the payment of the issue fee. Pursuant to						
37 CFI	R § 1.9	7(d), consideration of this information disclosure statement requires						
a petiti	ion, wh	ich Applicants hereby request, and payment of the petition fee,						
which is set forth in 37 CFR § 1.17(i), and which the Assistant Commissioner is								
hereby	/ autho	rized to charge to Deposit Account No. 14-1263. Consideration of						
this information disclosure statement also requires a statement under 37 CFR §								
1.97(e	<b>)</b> :							
	1.	Applicants hereby state that each item of information contained in						
this information disclosure statement was cited in a communication from a								
foreign patent office in a counterpart foreign application not more than three								

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months prior to the filing of the information disclosure statement. 2. Applicants hereby state that no item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign patent application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 CFR § 1.56 more than three months prior to the filing of this information disclosure statement. II. **Copies of Listed References** Copies of all references listed on the attached Form PTO-1449 are  $\square$ Α. being supplied. Copies of U.S. patents are not included pursuant to Pre-OG Notice dated July 11, 2003. Copies of all references listed on the attached Form PTO-1449 have already been supplied during the prosecution of prior application Serial No. \_\_\_, filed \_\_\_\_, from which the present application claims priority pursuant to 35 USC § 120. Therefore, pursuant to 37 CFR § 1.98(d), copies of the references listed on the attached Form PTO-1449 are not now being supplied. C. This application is a PCT national stage application, all references. listed on the attached Form PTO-1449 were cited in the international search report, and PCT/DO/EO/903 indicates that both the international search report and the copies of the references listed on the attached Form PTO-1449 are in this national stage file. Therefore, copies of the references listed on the

#### III. Concise Statement of Relevance

attached Form PTO-1449 are not now being supplied.

	A.	All references listed on the attached Form PTO-1449 are in the
Englis	sh langi	uage, and, therefore, a concise statement of relevance is not
requir	ed.	
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	B.	A concise statement of the relevance of all references listed on the
attach	ned For	m PTO-1449 that are <i>not in the English language,</i> is being provided
on a s	separat	e sheet.
	C.	All references listed on the attached Form PTO-1449 were cited in
the se	earch re	eport issued by the Patent Office, and an English-language
versio	n of tha	at search report, which indicates the degree of relevance found by
that P	atent C	Office, is attached.
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	D.	
listed	on the	attached Form PTO-1449 were cited in the international search
report	, and a	copy of that search report, which indicates the degree of relevance
found	by the	International Search Authority, is attached.
	E.	All listed on the attached Form PTO 1449 were cited during the
prose	cution o	of the prior application indicated above under II.B.
IV.	Δdditi	ional Information
	Additi	
	A.	In addition to the references listed on the attached Form PTO-
1449,	Applica	ants wish to bring to the attention of the Examiner the following
abanc	loned c	or co-pending U.S. patent applications:
(Pursu	uant to	37 CFR § 1.98(a)(2)(iii), copies of these applications are not being
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	B.	In addition of the references listed on the attached Form PTO-
1449,	Applica	ants wish to bring to the attention of the Examiner the information
provid	ed on t	he attached sheet.

Consideration of the foregoing in relation to this application is respectfully

requested.

Respectfully submitted,

Davy E. Zone aich

Registration Number 37,267

NORRIS, McLAUGHLIN & MARCUS P.O. Box 1018 Somerville, New Jersey 08876-1018

Phone: (908) 722-0700 Fax: (908) 722-0755

E-Mail: ipdept@nmmlaw.com

Attorney Docket No: 101152-019US

October 4, 2006

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